

1 Plaintiff's Counsel:
2 Jayne Conroy
3 Hanly Conroy Bierstein Sheridan
4 Fisher & Hayes LLP
5 112 Madison Avenue
6 New York New York 10016-7416
7 (212) 784-6400
8 (212) 284-6420 (fax)

9 -and-

10 SimmonsCooper LLC
11 707 Berkshire Blvd.
12 East Alton, IL 62024
13 (618) 259-2222
14 (212) 259-2251 (Fax)

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 IN RE: BEXTRA AND CELEBREX
19 MARKETING SALES PRACTICES,
20 AND PRODUCT LIABILITY
21 LITIGATION

Case No. M:05-CV-01699-CRB

MDL NO. 1699

**STIPULATION AND ORDER OF DISMISSAL
WITH PREJUDICE**

22 This Document Relates To:

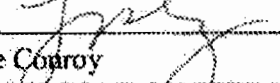
23 *Elaine E. Kelly, Individually and as*
24 *Administrator of the Estate of Marvin*
25 *Kelly, vs. Pfizer, Inc.,*
26 *MDL No. 06-6360: Plaintiff Marvin Kelly*
27 *and Elaine E. Kelly*

28 Come now the Plaintiffs, Marvin Kelly and Elaine E. Kelly, and Defendant, Pfizer Inc., by
and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a),

1 and hereby stipulate to the dismissal with prejudice of Plaintiffs, Marvin Kelly and Elaine E.

2 Kelly's action only, with each side bearing its own attorneys' fees and costs.

3
4
5 Dated: _____, 2009


6 By: 
7 Jayne Conroy
8 HANLY CONROY BIERSTEIN
9 SHERIDAN FISHER & HAYES LLP
10 112 Madison Avenue
11 New York, New York 10016-7416
12 (212) 784-6400
13 (212) 784-6420 (Fax)
14 Email: jconroy@hanlyconroy.com

15 -and-

16 SIMMONSCOOPER LLC
17 707 Berkshire Blvd.
18 East Alton, IL 62024
19 (618) 259-2222
20 (618) 259-2251 (Fax)

21 *Counsel for Plaintiff.*

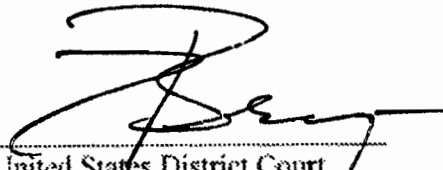
22 Dated: March 11, 2009

23 By: 
24 Michelle W. Sadowsky
25 DLA PIPER US LLP
26 1251 Avenue of the Americas
27 New York, New York 10020-1104
28 (212) 335-4625
(212) 884-8675 (Fax)

Counsel for Defendant Pfizer, Inc.

23 PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,
24 IT IS SO ORDERED.

25 Dated: MAR 30, 2009

26 By: 
27 United States District Court
28